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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Argenbright (SILV.P01)

Serial No. 09/910,964

Group Art Unit: 3624

Filed: July 20, 2001

Examiner:

For: Online Investment Trust Creation and Management

PETITION TO MAKE SPECIAL

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Applicant respectfully petitions the Commissioner to make this application special, and to thereby advance this application out of turn for examination as soon as possible,<sup>1</sup> on the grounds that an infringing method is currently in use in the market.

Applicant encloses his Statement in which he alleges that a method infringing one or more of the claims in this case is currently in use. As set forth in that Statement, Applicant has made a rigid comparison of the alleged infringing method with the claims in this application, and that, in his opinion, some of the claims in this application are unquestionably infringed by that method. Also as set forth in that Statement, Applicant states that he caused a careful and thorough search of the prior art to be made, prior to the filing of this application. The results of that search have previously been cited to the Patent and Trademark Office in this application.

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<sup>1</sup> 37 C.F.R. §1.102(d).

Applicant therefore respectfully submits that the requirements of the Patent and Trademark Office regarding the advancement of applications for examination out of turn are met by this Petition and the accompanying Statement.<sup>2</sup> The fee for this Petition<sup>3</sup> is enclosed with this Petition.

Applicant therefore respectfully requests that this application be made special, and advanced out of turn for examination as soon as possible.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Rodney M. Anderson', with a long horizontal stroke extending to the right.

Rodney M. Anderson

Registry No. 31,939

Attorney for Applicant

Anderson, Levine & Lintel, L.L.P.  
14785 Preston Road, Suite 650  
Dallas, Texas 75254  
(972) 664-9554

Express Mail Label No. EK893255245US

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<sup>2</sup> MPEP §708.02.

<sup>3</sup> 37 C.F.R. §1.17(h).

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of

Argenbright (SILV.P01)

Serial No. 09/910,964

Group Art Unit: 3624

Filed: July 20, 2001

Examiner:

For: Online Investment Trust Creation and Management

**STATEMENT IN SUPPORT OF PETITION TO MAKE SPECIAL**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

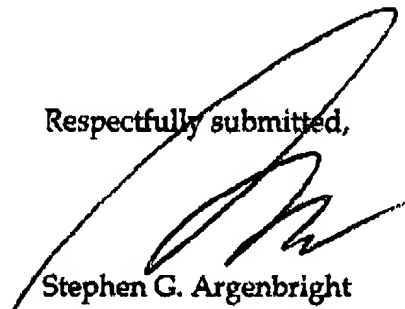
I, Stephen Argenbright, hereby state:

1. I am the Applicant of this application, and am the sole inventor of the invention claimed in this application.
2. I allege that there is a method currently on the market and in use that infringes one or more of the claims in this application.
3. I have myself made a rigid comparison of this alleged infringing method, and in my opinion, one or more of the claims in this application are unquestionably infringed.
4. I have caused a careful and thorough search of the prior art to be made. This search was made prior to the filing of this application, and the references

discovered in that search have been previously provided to the Patent and Trademark Office in this application.

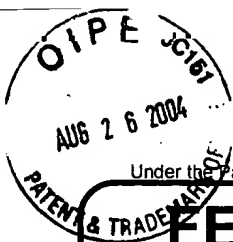
5. Further Applicant sayeth naught.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'S. Argenbright', written over the typed name.

Stephen G. Argenbright

Applicant



PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 130

**Complete if Known**

Application Number	09/910,964
Filing Date	20 July 2001
First Named Inventor	Argenbright
Examiner Name	
Art Unit	3624
Attorney Docket No.	SILV.P01

**METHOD OF PAYMENT** (check all that apply)☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit Account Number  
Deposit Account Name

01-1615

Anderson, Levine &amp; Lintel

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$ ) 0

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

		Extra Claims		Fee from below		Fee Paid
Total Claims	<input type="text"/>	-20** =	<input type="text"/>	X	<input type="text"/>	
Independent Claims	<input type="text"/>	-3** =	<input type="text"/>	X	<input type="text"/>	
Multiple Dependent					<input type="text"/>	

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$ ) 0

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION** (continued)**3. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	130
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ ) 130

**SUBMITTED BY**

(Complete if applicable)

Name (Print/Type)	Rodney M. Anderson	Registration No. (Attorney/Agent)	31,939	Telephone	972.664.9554
Signature		Date	25 August 2004		

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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**FEE TRANSMITTAL**

AUG 26 2004

**for FY 2004**

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**Complete if Known**

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Filing Date 20 July 2001

First Named Inventor Argenbright

Examiner Name

Art Unit 3624

Attorney Docket No. SILV.P01

COPY

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Number  
Deposit  
Account  
Name

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**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

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Other fee (specify)

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SUBTOTAL (3) (\$ 130

**SUBMITTED BY**

Name (Print/Type)

Rodney M. Anderson

Registration No.

31,939

(Complete if applicable)

Telephone 972.664.9554

Signature

Date

25 August 2004

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